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	MAR 1 3 2002	E)
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Practitioner's	Docket No.	S-092701

**PATENT** 

#### COMBINED DECLARATION AND POWER OF ATTORNEY

(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL, DIVISIONAL, CONTINUATION, OR C-I-P)

As a below named inventor, I hereby declare that:

#### TYPE OF DECLARATION

This declaration is of the following type:

(check one applicable item below)

⊠ origin	nal.
☐ desig	ın.
☐ supp	lemental.
NOTE: If the de continuat	claration is for an International Application being filed as a divisional, continuation of ion-in-part application, do <u>not</u> check next item; check appropriate one of last three items.
☐ natio	nal stage of PCT.
	the following 3 items apply, then complete and also attach ADDED PAGES FOR DIVISIONAL JATION OR C-I-P.
declaration	F.R. § 1.63(d) (continued prosecution application) for use of a prior nonprovisional application on in the continuation or divisional application being filed on behalf of the same or fewer ontors named in the prior application.
☐ divisi	ional.
☐ conti	nuation.
continua continua	n application discloses and claims subject matter not disclosed in the prior application, or a tion or divisional application names an inventor not named in the prior application, a tion-in-part application must be filed under 37 C.F.R. § 1.53(b) (application filing requirements ovisional application).
☐ cont	inuation-in-part (C-I-P).
	INVENTABLUD IDENTIFICATION

#### INVENTORSHIP IDENTIFICATION

**WARNING:** If the inventors are each not the inventors of all the claims, an explanation of the facts, including the ownership of all the claims at the time the last claimed invention was made, should be submitted.

My residence, post office address and citizenship are as stated below, next to my name. I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter that is claimed, and for which a patent is sought on the invention entitled:

#### TITLE OF INVENTION

		Declaration and	d Pow	er of Attorn	ev [1-1]	-page 1 of 7)
	PRODUCIN					p
CELLULAR DIAGNOSTIC	ARRAYS,	METHODS	OF	USING	AND	PROCESSES



#### SPECIFICATION IDENTIFICATION

ne spe	diffeation of which:	
	(complete (a), (b), or (c))	
(a) [	] is attached hereto.	
NOTE:	"The following combinations of information supplied in an oath or declaration filing date with a specification are acceptable as minimums for identifying a spec with any one of the items below will be accepted as complying with the iden 37 CFR 1.63:	ification and compliance
	"(1) name of inventor(s), and reference to an attached specification to the oath or declaration at the time of execution and submitted with on filing;	
	"(2) name of inventor(s), and attorney docket number which was on to	the specification as filed
	"(3) name of inventor(s), and title which was on the specification a	s filed."
	Notice of July 13, 1995 (1177 O.G. 60).	
(b) 🗵	was filed on <u>September 27</u> , 2001, as <b>Serial No.</b> or $\square$	<b>0</b> 9/ <u>965,644</u>
	and was amended on (if applicable).	
NOTE:	not accorded a filing date by being referred to in the declaration. Accordingly, the are those filed with the application papers or, in the case of a supplemental amendments claiming matter not encompassed in the original statement of its 37 CFR 1.67.  "The following combinations of information supplied in an oath or declaration are acceptable as minimums for identifying a specification and compliance with the identification requirement of 3	Il declaration, are those invention or claims. See filled after the filing date ith any one of the items
	"(1) name of inventor(s), and application number (consisting of the sonumber; e.g., 08/123,456);	
	"(2) name of inventor(s), serial number and filing date;	
	"(3) name of inventor(s) and attorney docket number which was on t	he specification as filed
	"(4) name of inventor(s), title which was on the specification as file	ed and filing date;
	"(5) name of inventor(s), title which was on the specification as fil attached specification which is both attached to the oath or declaration and submitted with the oath or declaration; or	
	"(6) name of inventor(s), title which was on the specification as file a cover letter accurately identifying the application for which it was application number (consisting of the series code and the serial numb serial number and filing date. Absent any statement(s) to the contrary, the application filed in the PTO is the application which the inventor the oath or declaration."	intended by either the er; e.g., 08/123,456), or it will be presumed that
	Notice of July 13, 1995 (1177 O.G. 60), M.P.E.P. § 601.01(a), 6th	ed., rev. 3.
(c) [	was described and claimed in PCT International, filed on	
	amended under PCT Article 19 on	(if anv).

OPE 4	
MAR 1 3 2002 E	SUPPLEMENTAL DECLARATION (37 C.F.R. § 1.67(b))  Implete the following where a supplemental declaration is being submitted)
	I hereby declare that the subject matter of the
	□ attached amendment
	amendment filed on
	of my/our invention and was invented before the filing date of the original

#### **ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR**

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information, which is material to patentability as defined in 37, Code of Federal Regulations, § 1.56,

(also check the following items, if desired)

- and which is material to the examination of this application, namely, information where there is a substantial likelihood that a reasonable Examiner would consider it important in deciding whether to allow the application to issue as a patent, and
  - in compliance with this duty, there is attached an information disclosure statement, in accordance with 37 CFR 1.98.

#### **PRIORITY CLAIM (35 U.S.C. §§ 119(a)-(d))**

NOTE: "The claim to priority need be in no special form and may be made by the attorney or agent if the foreign application is referred to in the oath or declaration as required by § 1.63. The claim for priority and the certified copy of the foreign application specified in 35 U.S.C. 119(b) must be filed in the case of an interference (§ 1.630), when necessary to overcome the date of a reference relied upon by the examiner, when specifically required by the examiner, and in all other situations, before the patent is granted. If the claim for priority or the certified copy of the foreign application is filed after the date the issue fee is paid, it must be accompanied by a petition requesting entry and by the fee set forth in § 1.17(i). If the certified copy is not in the English language, a translation need not be filed except in the case of interference; or when necessary to overcome the date of a reference relied upon by the examiner; or when specifically required by the examiner, in which event an English language translation must be filed together with a statement that the translation of the certified copy is accurate." 37 C.F.R. § 1.55(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §§ 119(a)–(d) of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

(complete (d) or (e))

(d)		no	such	applications	have	been	filed.
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(e) 
such applications have been filed as follows.

NOTE: Where item (c) is entered above and the International Application which designated the U.S. itself claimed priority check item (e), enter the details below and make the priority claim.

(Declaration and Power of Attorney [1-1]—page 3 of 7)



# PRIOR FOREIGN/PCT APPLICATION(S) FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS APPLICATION AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. § 119(a)–(d)

COUNTRY (OR INDICATE IF PCT)	APPLICATION NUMBER  DATE OF FILING (day, month, year)  PRIORITY CLAIMS UNDER 37 USC				
			☐ YES	NO 🗆	
			☐ YES	NO 🗆	
			☐ YES	NO 🗆	
			☐ YES	NO 🗆	
			☐ YES	NO 🗆	
I hereby claim	R BENEFIT OF PRIOR U. (34 U.S.C.) the benefit under Title 35, al application(s) listed below	§ 119(e)) United States Code,			

PROVISIONAL APPLICATION NUMBER	FILING DATE		
60 / 235,841	<u>September 27,</u> 2000		
/	-		
/			

## CLAIM FOR BENEFIT OF EARLIER US/PCT APPLICATION(S) UNDER 35 U.S.C. 120

The claim for the benefit of any such applications are set forth in the
attached ADDED PAGES TO COMBINED DECLARATION AND POWER OF
ATTORNEY FOR DIVISIONAL, CONTINUATION OR CONTINUATION-IN
PART (C-I-P) APPLICATION.

OF ALL FO	PREIGN APPLICATION(S), <i>IF AN</i> S S MONTHS FOR DESIGN) PRIOR	, FILED MORE THAN 12 MONT TO THIS U.S. APPLICATION
t C	f the application filed more than 12 months from the basis for this application entering the United Stivisional, or continuation-in-part, then also compAND POWER OF ATTORNEY FOR DIVISIONAL, (of the prior U.S. or PCT application(s) under 35 (	States as (1) the national stage, or (2) a continu lete ADDED PAGES TO COMBINED DECLARA CONTINUATION OR C-I-P APPLICATION for b
	POWER OF AT	TORNEY
	y appoint the following practitioner(s) tess in the Patent and Trademark Office	
	(list name and registr	ation number)
	Samuel M. Freund, regist	cration no. 30,459
	(check the following ite	m, if applicable)
	I hereby appoint the practitioner(s) as vided below to prosecute this applic Patent and Trademark Office connect	ation and to transact all business in
	Attached, as part of this declaration a of the above-named practitioner(s) to representative(s).	
SEND CO	RRESPONDENCE TO	DIRECT TELEPHONE CALLS T (Name and telephone number)
K	Address	Samuel M. Freund
1820 Co:	M. Freund rona mos, New Mexico 87544	(505) 667-9701
LUS AIGI		



I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

#### SIGNATURE(S)

- NOTE: Carefully indicate the family (or last) name, as it should appear on the filing receipt and all other
- NOTE: Each inventor must be identified by full name, including the family name, and at least one given name without abbreviation together with any other given name or initial, and by his/her residence, post office address and country of citizenship. 37 CFR § 1.63(a)(3).

		of citizenship. 37 CFR § 1.63(a)(3).		
NOTE:	inventors. Section 1. prohibits the execution	e separate declarations/oaths provided <u>eac</u> 63(a)(3) requires that a declaration/oath, in on of separate declarations/oaths which ea 2 Fed. Reg. 53,131, 53,142, October 10, 19	nter alia, identify each inventor and ach sets forth only the name of th	đ
Full na	me of sole or firs	t inventor		
Mar	ζ	W •	<u>Bitensky</u>	_
•	'EN NAME)	(MIDDLE INITIAL OR NAME)	FAMILY (OR LAST NAME)	
Invento	or's signature	MUST STATE	United States	•
Date _	Jan 9 7	OOZ Country of Citizenship.	United States	•
		field, Waban, Massachu	<u>setts 02468</u>	•
Post C	ffice Address <u>Sa</u>	me as residence		
				_
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		nt inventor, if any	Voobido	
	atsuro	(MIDDLE INITIAL OR NAME)	Yoshida FAMILY (OR LAST NAME)	_
,	or's signature	The	· .	
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Eull n	ame of third joint	inventor if any		
		G.	Frank	
	chael VEN NAME)	(MIDDLE INITIAL OR NAME)	FAMILY (OR LAST NAME)	_
Invent	or's signature			-
		Country of Citizenship	<u>United States</u>	_
Recid	ence 1721 Gil	crest, East Lansing, M	lichigan 48825	_
		ame as residence		_
rost (	Unice Address			_

5



Diagraphy declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

#### SIGNATURE(S)

- NOTE: Carefully indicate the family (or last) name, as it should appear on the filing receipt and all other documents.
- NOTE: Each inventor must be identified by full name, including the family name, and at least one given name without abbreviation together with any other given name or initial, and by his/her residence, post office address and country of citizenship. 37 CFR § 1.63(s)(3).
- NOTE: Inventors may execute separate declarations/oath provided each declaration/oath sets forth all the inventors. Section 1.63(a)(3) requires that a declaration/oath, inter alla, identify each inventor and prohibits the execution of separate declarations/paths which each sets forth only the name of the executing Inventor. 62 Fed. Reg. 53,131, 53,142, October 10, 1997,

<b>Pull name of sole or</b> 4t Gabel	h inventor	Christopher
CONST. INVIED	GROOLE MITTAL OR MANES	PANEY OR LAST MAND
Inventor's signature		
Dete	Country of Citizenship	United States
	wk, #1. Brighton, Mas	
Poet Office AddressS	ame as residence	
Full name of 5th joi	int inventor, if any	Description
PANEN MANE)	DAIDOLE INSTINL OF MANES	Derganc FAMILY FOR LAST NAMED
Inventor's signature		
Dete	Country of Citizenship	Slovenia
Residence 9 Magazi	ne Street. Cambridoe.	Massachusetts 02139
	ame as residence	
Pull name of third joint	Inventor, If any	
	PHIDDLE INTIAL OR NAME	PANELY (OR LAST HAME)
POWEN NAME;		
•		
Inventor's signature		
Inventor's signature Date		



## (check proper box(es) for any of the following added page(s) that form a part of this declaration)

Signature for fourth and subsequent joint inventors. Number of pages added one (1).

Signature by administrator(trix), executor(trix) or legal representative for deceased or incapacitated inventor. Number of pages added
• • •
Signature for inventor who refuses to sign or cannot be reached by person authorized under 37 CFR 1.47. Number of pages added
* * *
Added page for <b>signature</b> by one joint inventor on behalf of deceased inventor(s) where legal representative cannot be appointed in time. (37 CFR 1.47)
• • •
Added pages to combined declaration and power of attorney for divisional, continuation, or continuation-in-part (C-I-P) application.
□ Number of pages added
·
* * *
Authorization of practitioner(s) to accept and follow instructions from representative.
· • •
(if no further pages form a part of this Declaration, then end this Declaration with this page and check the following item)
☐ This declaration ends with this page.

(Declaration and Power of Attorney [1-1]-page 7 of 7)



#### COMBINED DECLARATION AND POWER OF ATTORNEY

(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL, DIVISIONAL, CONTINUATION, OR C-I-P)

As a below named inventor, I hereby declare that:

#### TYPE OF DECLARATION

This declaration is of the following type:

(check one applicable item below)

🖾 original.
design.
supplemental.
NOTE: If the declaration is for an International Application being filed as a divisional, continuation or continuation-in-part application, do <u>not</u> check next item; check appropriate one of last three items.
national stage of PCT.
NOTE: If one of the following 3 items apply, then complete and also attach ADDED PAGES FOR DIVISIONAL, CONTINUATION OR C-I-P.
NOTE: See 37 C.F.R. § 1.63(d) (continued prosecution application) for use of a prior nonprovisional application declaration in the continuation or divisional application being filed on behalf of the same or fewer of the inventors named in the prior application.
☐ divisional.
continuation.
NOTE: Where an application discloses and claims subject matter not disclosed in the prior application, or a continuation or divisional application names an inventor not named in the prior application, a continuation-in-part application must be filed under 37 C.F.R. § 1.53(b) (application filing requirements — nonprovisional application).
continuation-in-part (C-I-P).

#### INVENTORSHIP IDENTIFICATION

WARNING: If the inventors are each not the inventors of all the claims, an explanation of the facts, including the ownership of all the claims at the time the last claimed invention was made, should be submitted.

My residence, post office address and citizenship are as stated below, next to my name. I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter that is claimed, and for which a patent is sought on the invention entitled:

#### TITLE OF INVENTION

CFILULAR DIAGNOSTIC	ARRAYS, M	<b>ETHODS</b>	OF	USING	AND	PROCESSES
	PRODUCINO					



#### SPECIFICATION IDENTIFICATION

(complete (c) (b) as (

	(complete (a), (b), or (c))
(a) [	] is attached hereto.
NOTE:	"The following combinations of information supplied in an oath or declaration filed on the application filing date with a specification are acceptable as minimums for identifying a specification and compliance with any one of the items below will be accepted as complying with the identification requirement of 37 CFR 1.63:
	"(1) name of inventor(s), and reference to an attached specification which is both attached to the oath or declaration at the time of execution and submitted with the oath or declaration on filing;
	"(2) name of inventor(s), and attorney docket number which was on the specification as filed or
	"(3) name of inventor(s), and title which was on the specification as filed."
	Notice of July 13, 1995 (1177 O.G. 60).
(b) 2	was filed on <u>September 27, 2001</u> , as \(\mathbb{Z}\) Serial No. 09/ <u>965,644</u> or \(\mathbb{Q}\)
	and was amended on (if applicable).
NOTE:	Amendments filed after the original papers are deposited with the PTO that contain new matter are not accorded a filing date by being referred to in the declaration. Accordingly, the amendments involved are those filed with the application papers or, in the case of a supplemental declaration, are those amendments claiming matter not encompassed in the original statement of invention or claims. See 37 CFR 1.67.
NOTE:	"The following combinations of information supplied in an oath or declaration filed after the filing date are acceptable as minimums for identifying a specification and compliance with any one of the items below will be accepted as complying with the identification requirement of 37 CFR 1.63:
	"(1) name of inventor(s), and application number (consisting of the series code and the seria number; e.g., 08/123,456);
	"(2) name of inventor(s), serial number and filing date;
	"(3) name of inventor(s) and attorney docket number which was on the specification as filed
	"(4) name of inventor(s), title which was on the specification as filed and filing date;
	"(5) name of inventor(s), title which was on the specification as filed and reference to an attached specification which is both attached to the oath or declaration at the time of execution and submitted with the oath or declaration; or
	"(6) name of inventor(s), title which was on the specification as filed and accompanied by a cover letter accurately identifying the application for which it was intended by either the application number (consisting of the series code and the serial number; e.g., 08/123,456), or serial number and filing date. Absent any statement(s) to the contrary, it will be presumed that the application filed in the PTO is the application which the inventor(s) executed by signing the oath or declaration."
	Notice of July 13, 1995 (1177 O.G. 60), M.P.E.P. § 601.01(a), 6th ed., rev. 3.
(c) [	was described and claimed in PCT International Application No.
	amended under PCT Article 19 on (if any).



#### SUPPLEMENTAL DECLARATION (37 C.F.R. § 1.67(b))

(complete the following where a supplemental declaration is being submitted)

i he	ereby declare that the subject matter of the
	attached amendment
	amendment filed on

was part of my/our invention and was invented before the filing date of the original application, above-identified, for such invention.

#### ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information, which is material to patentability as defined in 37, Code of Federal Regulations, § 1.56.

(also check the following items, if desired)

- and which is material to the examination of this application, namely, information where there is a substantial likelihood that a reasonable Examiner would consider it important in deciding whether to allow the application to issue as a patent, and
  - in compliance with this duty, there is attached an information disclosure statement, in accordance with 37 CFR 1.98.

#### **PRIORITY CLAIM (35 U.S.C. §§ 119(a)-(d))**

NOTE: "The claim to priority need be in no special form and may be made by the attorney or agent if the foreign application is referred to in the oath or declaration as required by § 1.63. The claim for priority and the certified copy of the foreign application specified in 35 U.S.C. 119(b) must be filed in the case of an interference (§ 1.630), when necessary to overcome the date of a reference relied upon by the examiner, when specifically required by the examiner, and in all other situations, before the patent is granted. If the claim for priority or the certified copy of the foreign application is filed after the date the issue fee is paid, it must be accompanied by a petition requesting entry and by the fee set forth in § 1.17(i). If the certified copy is not in the English language, a translation need not be filed except in the case of interference; or when necessary to overcome the date of a reference relied upon by the examiner; or when specifically required by the examiner, in which event an English language translation must be filed together with a statement that the translation of the certified copy is accurate." 37 C.F.R. § 1.55(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §§ 119(a)–(d) of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

(complete (d) or (e))

(d) KI	no	such	applications	have	been	filed
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e) U such applications	have I	been fi	iled	as 1	iollows.
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NOTE: Where item (c) is entered above and the international Application which designated the U.S. Itself claimed priority check item (e), enter the details below and make the priority claim.

(Declaration and Power of Attorney [1-1]—page 3 of 7)



# PRIOR FOREIGN/PCT APPLICATION(S) FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS APPLICATION AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. § 119(a)-(d)

COUNTRY (OR INDICATE IF PCT)	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY UNDER 37	
			☐ YES	NO 🗆
			☐ YES	NO 🗆
			☐ YES	NO 🗆
	<del></del>		☐ YES	NO 🗆
			☐ YES	NO 🗆

## CLAIM FOR BENEFIT OF PRIOR U.S. PROVISIONAL APPLICATION(S) (34 U.S.C. § 119(e))

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

PROVISIONAL APPLICATION NUMBER	FILING DATE
60 / 235,841	September 27, 2000
/	
/	

## CLAIM FOR BENEFIT OF EARLIER US/PCT APPLICATION(S) UNDER 35 U.S.C. 120

The claim for the benefit of any such applications are set forth in the attached ADDED PAGES TO COMBINED DECLARATION AND POWER OF ATTORNEY FOR DIVISIONAL, CONTINUATION OR CONTINUATION-IN PART (C-I-P) APPLICATION.



NOTE: If the application filed more than 12 months from	
NOTE: If the application filed more than 12 months from the basis for this application entering the Unite divisional, or continuation-in-part, then also continuation AND POWER OF ATTORNEY FOR DIVISIONATION of the prior U.S. or PCT application(s) under the prior U.S. or PCT application (s) under the prior U.S. or PCT application	ed States as (1) the national stage, or (2) a col Implete ADDED PAGES TO COMBINED DECL LL, CONTINUATION OR C-I-P APPLICATION 1
POWER OF	ATTORNEY
I hereby appoint the following practitioner(s all business in the Patent and Trademark Off	s) to prosecute this application and fice connected therewith.
(list name and reg	istration number)
Samuel M. Freund, regi	stration no. 30,459
(check the following	item, if applicable)
<ul> <li>I hereby appoint the practitioner(s)</li> <li>vided below to prosecute this appreciate and Trademark Office control</li> </ul>	associated with the Customer Numl plication and to transact all busines nected therewith.
Attached, as part of this declaration of the above-named practitioner(s) representative(s).	n and power of attorney, is the autho ) to accept and follow instructions f
SEND CORRESPONDENCE TO	DIRECT TELEPHONE CALL (Name and telephone num
☐ Address	Samuel M. Freund (505) 667-9701
Samuel M. Freund	(505) 007-5701
1820 Corona Los Alamos, New Mexico 87544	



I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

#### SIGNATURE(S)

- NOTE: Carefully indicate the family (or last) name, as it should appear on the filing receipt and all other documents.
- NOTE: Each inventor must be identified by full name, including the family name, and at least one given name without abbreviation together with any other given name or initial, and by his/her residence, post office address and country of citizenship. 37 CFR § 1.63(a)(3).
- NOTE: Inventors may execute separate declarations/oaths provided each declaration/oath sets forth all the inventors. Section 1.63(a)(3) requires that a declaration/oath, inter alia, identify each inventor and prohibits the execution of separate declarations/oaths which each sets forth only the name of the executing inventor. 62 Fed. Reg. 53,131, 53,142, October 10, 1997,

ull name of sole or first	inventor		
Mark	W	Bitensky	
(GIVEN NAME)	(MIDDLE INITIAL OR NAME)	FAMILY (OR LAST NAME)	
ventor's signature			
)ate	Country of Citizenship	United States	
esidence 99 Plainf	<u>ield, Waban, Massach</u>	usetts 02468	
	ne as residence		
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	A Inventor If and		
Full name of second join	π inventor, π any	Yoshida	
<u> Tatsuro</u>		FAMILY (OR LAST NAME)	-
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Post Office Address Signature  Full name of third joint  Michael  (GIVEN NAME)  Inventor's signature  Date	inventor, if any  G.  (MIDDLE INITIAL OR NAME)	Frank FAMILY (OR LAST NAME)  1/5/2002	0 - -

I hereby declare the statements made herein of my own known are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

#### SIGNATURE(S)

MAR 1 3 2002

Carefully indicate the family (or last) name, as it should appear on the filing receipt and all other

focuments.

NOTE: Each inventor must be identified by full name, including the family name, and at least one given name without abbreviation together with any other given name or initial, and by higher residence, post office address and country of citizenship. 37 CFR § 1.63(s)(3).

NOTE: Inventors may execute separate declarations/cathe provided each declaration/aath sets forth all the Inventors. Section 1.63(a)(3) requires that a declaration/aath, inter alia, identify each inventor and prohibits the execution of separate declarations/aaths which each sets forth only the name of the executing inventor. 62 Fed. Reg. 53,131, 63,142, October 10, 1997,

Christopher		Gabel
(ONEN NAME)	MICOLE MITTAL OR MANE)	PANELY (OR LAST NAME)
nventor's signature		
	Country of Citizenship	United States
	#1. Brighton, Mas	
	ne as residence	
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Full name of 5th joint	•	Derganc
(BANE) MANE)	PROOFE MELIAT OU HAVE	FAMILY (OR LAST NAME)
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Date	Country of Ottizenship	Slovenia
Recidence 9 Magazine	Street, Cambridge.	Massachusetts 02139
Post Office Address _S81		
Full name of third joint in	ventor, If any	
(COURT ANAMA)	PRODUE RETIAL OF MAKE	PARELY FOR LAST NAMED
Inventor's signature		
Date	Country of Citizenshi	P
Residence		







## (check proper box(es) for any of the following added page(s) that form a part of this declaration)

X	Signature for fourth and subsequent joint inventors. Number of pages added one (1).
	• • •
	Signature by administrator(trix), executor(trix) or legal representative for deceased or incapacitated inventor. Number of pages added
	• • •
	Signature for inventor who refuses to sign or cannot be reached by person authorized under 37 CFR 1.47. Number of pages added
	• • •
	Added page for <b>signature</b> by one joint inventor on behalf of deceased inventor(s) where legal representative cannot be appointed in time. (37 CFR 1.47)
	• • •
	Added pages to combined declaration and power of attorney for divisional, continuation, or continuation-in-part (C-I-P) application.
	□ Number of pages added
	• • •
	Authorization of practitioner(s) to accept and follow instructions from representative.
	• • •
	(if no further pages form a part of this Declaration, then end this Declaration with this page and check the following item)
	☐ This declaration ends with this page.
	·

(Declaration and Power of Attorney [1-1]—page 7 of 7)



Practitioner's Docket No. <u>S-092701</u>

PATENT

#### COMBINED DECLARATION AND POWER OF ATTORNEY

(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL, DIVISIONAL, CONTINUATION, OR C-I-P)

As a below named inventor, I hereby declare that:

#### TYPE OF DECLARATION

This dec	claration is of the following type:
	(check one applicable item below)
Œ	original.
	] design.
C	] supplemental.
NOTE:	If the declaration is for an International Application being filed as a divisional, continuation or continuation-in-part application, do <u>not</u> check next item; check appropriate one of last three items.

NOTE: If one of the following 3 items apply, then complete and also attach ADDED PAGES FOR DIVISIONAL, CONTINUATION OR C-I-P.

NOTE: See 37 C.F.R. § 1.63(d) (continued prosecution application) for use of a prior nonprovisional application declaration in the continuation or divisional application being filed on behalf of the same or fewer of the inventors named in the prior application.

☐ divisional.

continuation.

national stage of PCT.

NOTE: Where an application discloses and claims subject matter not disclosed in the prior application, or a continuation or divisional application names an inventor not named in the prior application, a continuation-in-part application must be filed under 37 C.F.R. § 1.53(b) (application filing requirements — nonprovisional application).

☐ continuation-in-part (C-I-P).

#### INVENTORSHIP IDENTIFICATION

WARNING: If the inventors are each not the inventors of all the claims, an explanation of the facts, including the ownership of all the claims at the time the last claimed invention was made, should be submitted.

My residence, post office address and citizenship are as stated below, next to my name. I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter that is claimed, and for which a patent is sought on the invention entitled:

#### TITLE OF INVENTION

CFILULAR DIAGNOSTIC	ARRAYS,	METHODS	OF	USING	AND	PROCESSE
	PRODUCIA					



	(complete (a), (b), or (c))
(a) [	] is attached hereto.
NOTE:	"The following combinations of information supplied in an oath or declaration filed on the application filing date with a specification are acceptable as minimums for identifying a specification and compliance with any one of the items below will be accepted as complying with the identification requirement of 37 CFR 1.63:
	"(1) name of inventor(s), and reference to an attached specification which is both attached to the oath or declaration at the time of execution and submitted with the oath or declaration on filing;
	"(2) name of inventor(s), and attorney docket number which was on the specification as filed; or
	"(3) name of inventor(s), and title which was on the specification as filed."
	Notice of July 13, 1995 (1177 O.G. 60).
(b) 🛚	was filed on <u>September 27, 2001</u> , as ⊠ Serial No. 09/ <u>965,644</u> or □
	and was amended on (if applicable).
NOTE:	Amendments filed after the original papers are deposited with the PTO that contain new matter are not accorded a filing date by being referred to in the declaration. Accordingly, the amendments involved are those filed with the application papers or, in the case of a supplemental declaration, are those amendments claiming matter not encompassed in the original statement of invention or claims. See 37 CFR 1.67.
NOTE:	"The following combinations of information supplied in an oath or declaration filed after the filing date are acceptable as minimums for identifying a specification and compliance with any one of the items below will be accepted as complying with the identification requirement of 37 CFR 1.63:
	"(1) name of inventor(s), and application number (consisting of the series code and the serial number; e.g., 08/123,456);
	"(2) name of inventor(s), serial number and filing date;
	"(3) name of inventor(s) and attorney docket number which was on the specification as filed;
	"(4) name of inventor(s), title which was on the specification as filed and filing date;
	"(5) name of inventor(s), title which was on the specification as filed and reference to an attached specification which is both attached to the oath or declaration at the time of execution and submitted with the oath or declaration; or
	"(6) name of inventor(s), title which was on the specification as filed and accompanied by a cover letter accurately identifying the application for which it was intended by either the application number (consisting of the series code and the serial number; e.g., 08/123,456), or serial number and filing date. Absent any statement(s) to the contrary, it will be presumed that the application filed in the PTO is the application which the inventor(s) executed by signing the oath or declaration."
	Notice of July 13, 1995 (1177 O.G. 60), M.P.E.P. § 601.01(a), 6th ed., rev. 3.
(c) $\Box$	filed on and as
	amended under PCT Article 19 on (if any).

OIP. E VOITO	
MAR 1 3 2002	SUPPLEMENTAL DECLARATION (37 C.F.R. § 1.67(b))
TRADENTE (C	omplete the following where a supplemental declaration is being submitted)
CATA TRADE	☐ I hereby declare that the subject matter of the
	attached amendment .
	amendment filed on
*	art of my/our invention and was invented before the filing date of the original tion, above-identified, for such invention.

#### **ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR**

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information, which is material to patentability as defined in 37, Code of Federal Regulations, § 1.56,

(also check the following items, if desired)

- and which is material to the examination of this application, namely, information where there is a substantial likelihood that a reasonable Examiner would consider it important in deciding whether to allow the application to issue as a patent, and
  - in compliance with this duty, there is attached an information disclosure statement, in accordance with 37 CFR 1.98.

#### PRIORITY CLAIM (35 U.S.C. §§ 119(a)-(d))

NOTE: "The claim to priority need be in no special form and may be made by the attorney or agent if the foreign application is referred to in the oath or declaration as required by § 1.63. The claim for priority and the certified copy of the foreign application specified in 35 U.S.C. 119(b) must be filed in the case of an interference (§ 1.630), when necessary to overcome the date of a reference relied upon by the examiner, when specifically required by the examiner, and in all other situations, before the patent is granted. If the claim for priority or the certified copy of the foreign application is filed after the date the issue fee is paid, it must be accompanied by a petition requesting entry and by the fee set forth in § 1.17(i). If the certified copy is not in the English language, a translation need not be filed except in the case of interference; or when necessary to overcome the date of a reference relied upon by the examiner; or when specifically required by the examiner, in which event an English language translation must be filed together with a statement that the translation of the certified copy is accurate." 37 C.F.R. "§ 1.55(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §§ 119(a)–(d) of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

(complete (d) or (e))

(d) In no such applications have been file
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(e) 
such applications have been filed as follows.

NOTE: Where item (c) is entered above and the international Application which designated the U.S. itself claimed priority check item (e), enter the details below and make the priority claim.

(Declaration and Power of Attorney [1-1]—page 3 of 7)



# PRIOR FOREIGN/PCT APPLICATION(S) FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS APPLICATION AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. § 119(a)–(d)

COUNTRY (OR INDICATE IF PCT)	APPLICATION NUMBER	 PRIORITY CLAIMED UNDER 37 USC 119
		☐ YES NO ☐

## CLAIM FOR BENEFIT OF PRIOR U.S. PROVISIONAL APPLICATION(S) (34 U.S.C. § 119(e))

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

PROVISIONAL APPLICATION NUMBER	FILING DATE
60 / 235,841	September 27, 2000
/	

## CLAIM FOR BENEFIT OF EARLIER US/PCT APPLICATION(S) UNDER 35 U.S.C. 120

The claim for the benefit of any such applications are set forth in the
 attached ADDED PAGES TO COMBINED DECLARATION AND POWER OF
ATTORNEY FOR DIVISIONAL, CONTINUATION OR CONTINUATION-IN
PART (C-I-P) APPLICATION.



## ALL FOREIGN APPLICATION(S), IF ANY, FILED MORE THAN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

OTE:	If the application filed more than 12 months from the filing date of this application is a PCT filing forming the basis for this application entering the United States as (1) the national stage, or (2) a continuation
	divisional, or continuation-in-part, then also complete ADDED PAGES TO COMBINED DECLARATION
	AND POWER OF ATTORNEY FOR DIVISIONAL, CONTINUATION OR C-I-P APPLICATION for benefit
	of the prior U.S. or PCT application(s) under 35 U.S.C. § 120.

#### **POWER OF ATTORNEY**

I hereby appoint the following practitioner(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

(list name and registration number)

Samuel M. Freund, registration no. 30,459

(check the following item, if applicable)

I hereby appoint the practitioner(s) associated with the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.
Attached, as part of this declaration and power of attorney, is the authorization of the above-named practitioner(s) to accept and follow instructions from my representative(s).

#### SEND CORRESPONDENCE TO

DIRECT TELEPHONE CALLS TO: (Name and telephone number)

Address

Samuel M. Freund (505) 667-9701

Samuel M. Freund 1820 Corona Los Alamos, New Mexico 87544

	Customer	Number	<u> </u>	
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

#### SIGNATURE(S)

- NOTE: Carefully indicate the family (or last) name, as it should appear on the filing receipt and all other documents.
- NOTE: Each inventor must be identified by full name, including the family name, and at least one given name without abbreviation together with any other given name or initial, and by his/her residence, post office address and country of citizenship. 37 CFR § 1.63(a)(3).
- NOTE: Inventors may execute separate declarations/oaths provided each declaration/oath sets forth all the inventors. Section 1.63(a)(3) requires that a declaration/oath, inter alia, identify each inventor and prohibits the execution of separate declarations/oaths which each sets forth only the name of the execution inventor, 62 Fed. Reg. 53,131, 53,142, October 10, 1997,

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Mark	W	<u>Bitensky</u>
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)ate	Country of Citizenship	<u>United States</u>
Residence 99 Plain	field, Waban, Massach	usetts 02468
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Full name of second jo	int inventor, if any	
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Residence 1236 Con Post Office Address 5  Full name of third join Michael GIVEN NAME	t inventor, if any  (MIDDLE INITIAL OR NAME)	ton, Massachusetts
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Residence 1236 Con Post Office Address 5  Full name of third join Michael GIVEN NAME Inventor's signature 5	t inventor, if any  G.  MIDDLE INITIAL OR NAME	Frank FAMILY (OR LAST NAME)
Residence 1236 Con Post Office Address 5  Full name of third join Michael GIVEN NAME Inventor's signature 5	t inventor, if any  (MIDDLE INITIAL OR NAME)	Frank FAMILY (OR LAST NAME)

it hereby declare that the tatements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.



#### SIGNATURE(S)

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NOTE: Inventors may execute separate declarations/oaths provided each declaration/oath sets forth all the Inventors. Section 1.63(a)(3) requires that a declaration/oath, inter alla, identify each inventor and prohibits the execution of separate declarations/oaths which each sets forth only the name of the execution inventor. 82 Feet. Rev. 53.131. 63.142. October 10. 1897.

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Jure		Derganc	
(ONE) NAME)	PROOFE MALE OF WARE	FAMILY (OR LAST MAKE)	
inventor's signature			
Date	Country of Citizenship	Slovenia	
	ne Street, Cambridge.		2139
	ame as residence		<u> </u>
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full name of third joint	Inventor, If any		
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## (check proper box(es) for any of the following added page(s) that form a part of this declaration)

Signature for fourth and subsequent joint inventors. Number of pages added one (1).

Signature by administrator(trix), executor(trix) or legal representative for deceased or incapacitated inventor. Number of pages added
Signature for inventor who refuses to sign or cannot be reached by person authorized under 37 CFR 1.47. Number of pages added
# # #
Added page for <b>signature</b> by one joint inventor on behalf of deceased inventor(s) where legal representative cannot be appointed in time. (37 CFR 1.47)
• • •
Added pages to combined declaration and power of attorney for divisional, continuation, or continuation-in-part (C-I-P) application.
□ Number of pages added
Authorization of practitioner(s) to accept and follow instructions from representative.
* * *
(if no further pages form a part of this Declaration, then end this Declaration with this page and check the following item)
☐ This declaration ends with this page.

(Declaration and Power of Attorney [1-1]—page 7 of 7)

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Practitioner's	Docket No.	S-09270 <u>1</u>

**PATENT** 

#### COMBINED DECLARATION AND POWER OF ATTORNEY

(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL, DIVISIONAL, CONTINUATION, OR C-I-P)

As a below named inventor, I hereby declare that:

#### TYPE OF DECLARATION

This declaration is of the following type:

(check one applicable item below)

design.	
supplemental.	
NOTE: If the declaration is for an International Application being filed as a divisional, continuation continuation-in-part application, do <u>not</u> check next item; check appropriate one of last three item.	1 <i>or</i> 1s.
national stage of PCT.	
NOTE: If one of the following 3 items apply, then complete and also attach ADDED PAGES FOR DIVISION CONTINUATION OR C-I-P.	IAL,
NOTE: See 37 C.F.R. § 1.63(d) (continued prosecution application) for use of a prior nonprovisional application declaration in the continuation or divisional application being filed on behalf of the same or fewer the inventors named in the prior application.	
divisional.	
☐ continuation.	
NOTE: Where an application discloses and claims subject matter not disclosed in the prior application, continuation or divisional application names an inventor not named in the prior application continuation-in-part application must be filed under 37 C.F.R. § 1.53(b) (application filing requirement monprovisional application).	n, a
☐ continuation-in-part (C-I-P).	
INVENTORSHIP IDENTIFICATION	

WARNING: If the inventors are each not the inventors of all the claims, an explanation of the facts, including the ownership of all the claims at the time the last claimed invention was made, should be submitted.

My residence, post office address and citizenship are as stated below, next to my name. I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter that is claimed, and for which a patent is sought on the invention entitled:

#### TITLE OF INVENTION

CFLLULAR DIAGNOSTIC	ARRAYS,	<u>METHODS</u>	OF	USING	ANU	PRUCESSES
	PRODUCIN					

(Declaration and Power of Attorney [1-1]—page 1 of 7)



#### SPECIFICATION IDENTIFICATION

(complete (a) (b) or (c)

(complete (a), (b), or (c))
(a) is attached hereto.
NOTE: "The following combinations of information supplied in an oath or declaration filed on the application filing date with a specification are acceptable as minimums for identifying a specification and compliance with any one of the items below will be accepted as complying with the identification requirement of 37 CFR 1.63:
"(1) name of inventor(s), and reference to an attached specification which is both attached to the oath or declaration at the time of execution and submitted with the oath or declaration on filing;
"(2) name of inventor(s), and attorney docket number which was on the specification as filed, or
"(3) name of inventor(s), and title which was on the specification as filed."
Notice of July 13, 1995 (1177 O.G. 60).
(b) ⊠ was filed on <u>September 27, 2001</u> , as ⊠ Serial No. 09/ <u>965,644</u> or □
and was amended on (if applicable).
NOTE: Amendments filed after the original papers are deposited with the PTO that contain new matter are not accorded a filing date by being referred to in the declaration. Accordingly, the amendments involved are those filed with the application papers or, in the case of a supplemental declaration, are those amendments claiming matter not encompassed in the original statement of invention or claims. See 37 CFR 1.67.
NOTE: "The following combinations of information supplied in an oath or declaration filed after the filing date are acceptable as minimums for identifying a specification and compliance with any one of the items below will be accepted as complying with the identification requirement of 37 CFR 1.63:
"(1) name of inventor(s), and application number (consisting of the series code and the serial number; e.g., 08/123,456);
"(2) name of inventor(s), serial number and filing date;
"(3) name of inventor(s) and attorney docket number which was on the specification as filed;
"(4) name of inventor(s), title which was on the specification as filed and filing date;
"(5) name of inventor(s), title which was on the specification as filed and reference to an attached specification which is both attached to the oath or declaration at the time of execution and submitted with the oath or declaration; or
"(6) name of inventor(s), title which was on the specification as filed and accompanied by a cover letter accurately identifying the application for which it was intended by either the application number (consisting of the series code and the serial number; e.g., 08/123,456), or serial number and filing date. Absent any statement(s) to the contrary, it will be presumed that the application filed in the PTO is the application which the inventor(s) executed by signing the oath or declaration."
Notice of July 13, 1995 (1177 O.G. 60), M.P.E.P. § 601.01(a), 6th ed., rev. 3.
(c) was described and claimed in PCT International Application No.
amended under PCT Article 19 on (if any).
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OIPE STIP	
MAR 1 3 2002	SUPPLEMENTAL DECLARATION (37 C.F.R. § 1.67(b))
TRADES!	nplete the following where a supplemental declaration is being submitted)  I hereby declare that the subject matter of the
	I hereby declare that the subject matter of the
	□ attached amendment
	amendment filed on
was part applicatio	of my/our invention and was invented before the filing date of the original on, above-identified, for such invention.

#### ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information, which is material to patentability as defined in 37, Code of Federal Regulations, § 1.56,

(also check the following items, if desired)

- and which is material to the examination of this application, namely, information where there is a substantial likelihood that a reasonable Examiner would consider it important in deciding whether to allow the application to issue as a patent, and
  - in compliance with this duty, there is attached an information disclosure statement, in accordance with 37 CFR 1.98.

#### PRIORITY CLAIM (35 U.S.C. §§ 119(a)-(d))

NOTE: "The claim to priority need be in no special form and may be made by the attorney or agent if the foreign application is referred to in the oath or declaration as required by § 1.63. The claim for priority and the certified copy of the foreign application specified in 35 U.S.C. 119(b) must be filed in the case of an interference (§ 1.630), when necessary to overcome the date of a reference relied upon by the examiner, when specifically required by the examiner, and in all other situations, before the patent is granted. If the claim for priority or the certified copy of the foreign application is filed after the date the issue fee is paid, it must be accompanied by a petition requesting entry and by the fee set forth in § 1.17(i). If the certified copy is not in the English language, a translation need not be filed except in the case of interference; or when necessary to overcome the date of a reference relied upon by the examiner; or when specifically required by the examiner, in which event an English language translation must be filed together with a statement that the translation of the certified copy is accurate." 37 C.F.R. § 1.55(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §§ 119(a)–(d) of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

(complete (d) or (e))

<b>(</b> d)	$\boxtimes$	no such applications have been filed.
<b>(e</b> )		such applications have been filed as follows.
NOT	E:	Where item (c) is entered above and the International Application which designated the U.S. itself claimed priority check item (e), enter the details below and make the priority claim.

(Declaration and Power of Attorney [1-1]—page 3 of 7)



# PRIOR FOREIGN/PCT APPLICATION(S) FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS APPLICATION AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. § 119(a)–(d)

COUNTRY (OR INDICATE IF PCT)	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 37 USC 119		
			☐ YES NO ☐		
			☐ YES NO ☐		
			☐ YES NO ☐		
			☐ YES NO ☐		
			☐ YES NO ☐		

## CLAIM FOR BENEFIT OF PRIOR U.S. PROVISIONAL APPLICATION(S) (34 U.S.C. § 119(e))

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

PROVISIONAL APPLICATION NUMBER	FILING DATE		
60 / 235,841	September 27, 2000		
/			
/			

## CLAIM FOR BENEFIT OF EARLIER US/PCT APPLICATION(S) UNDER 35 U.S.C. 120

The claim for the benefit of any such applications are set forth in the
attached ADDED PAGES TO COMBINED DECLARATION AND POWER OF
ATTORNEY FOR DIVISIONAL, CONTINUATION OR CONTINUATION-IN
PART (C-I-P) APPLICATION.

3 2002	
	ANY, FILED MORE THAN 12 MONT NOR TO THIS U.S. APPLICATION
the basis for this application entering the U divisional, or continuation-in-part, then also	from the filing date of this application is a PCT filing for Inited States as (1) the national stage, or (2) a continual complete ADDED PAGES TO COMBINED DECLARAD DNAL, CONTINUATION OR C-I-P APPLICATION for the stage of the
POWER O	F ATTORNEY
I hereby appoint the following practition all business in the Patent and Trademark	er(s) to prosecute this application and tran
(list name and	registration number)
Samuel M. Freund, re	gistration no. 30,459
(check the follows	ing item, if applicable)
	r(s) associated with the Customer Number application and to transact all business in connected therewith.
The state of the s	ation and power of attorney, is the authorizer(s) to accept and follow instructions from
SEND CORRESPONDENCE TO	DIRECT TELEPHONE CALLS (Name and telephone number
☐ Address	Samuel M. Freund (505) 667-9701
Samuel M. Freund	(202) 607-2701
1820 Corona	

all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

#### SIGNATURE(S)

- NOTE: Carefully indicate the family (or last) name, as it should appear on the filing receipt and all other documents.
- NOTE: Each inventor must be identified by full name, including the family name, and at least one given name without abbreviation together with any other given name or initial, and by his/her residence, post office address and country of citizenship. 37 CFR § 1.63(a)(3).
- NOTE: Inventors may execute separate declarations/oaths provided each declaration/oath sets forth all the inventors. Section 1.63(a)(3) requires that a declaration/oath, inter alia, identify each inventor and prohibits the execution of separate declarations/oaths which each sets forth only the name of the executing inventor. 62 Fed. Reg. 53,131, 53,142, October 10, 1997,

executing inventor. 6	2 Fed. Reg. 53,131, 53,142, October 10, 1	997,	
Full name of sole or firs	st inventor		
Mark	(MIDDLE INITIAL OR NAME)	<u>Bitensky</u>	_
(417201144	•	FAMILY (OR LAST NAME)	
inventor's signature			
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	<u> </u>		_
Full name of second jo	int inventor, if any		
Tatsuro		<u>Yoshida</u>	-
(GIVEN NAME)	(MIDDLE INITIAL OR NAME)	FAMILY (OR LAST NAME)	
Inventor's signature		<u> </u>	•
Date	Country of Citizenship	<u>Japan</u>	•
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Boot Office Address	same as residence		•
Post Office Address			_
			_
Full name of third join	t inventor, if any		
Michael	G	Frank	_
(GIVEN NAME)	(MIDDLE INITIAL OR NAME)	FAMILY (OR LAST NAME)	
Inventor's signature			-
Date	Country of Citizenship	United States	_
Residence 1721 Gi	lcrest, East Lansing.	Michigan 48825	-
	same as residence		-

I hereby declare that & are true and that Esternents made herein of my own knowled all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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NOTE: Each inventor must be identified by full name, including the family name, and at least one given name without abbreviation together with any other given name or initial, and by higher residence, post office address and country of citizenship. 37 CFR § 1.63(4)(3).

Christopher	h inventor	Gabel
COVEN HAME	PROOLE MITTAL OR MANE)	MARLY (OR LAST NUMB)
entor's signature		
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## (check proper box(es) for any of the following added page(s) that form a part of this declaration)

×	Signature for fourth and subsequent joint inventors. Number of pages added one (1).
	• • •
	Signature by administrator(trix), executor(trix) or legal representative for deceased or incapacitated inventor. Number of pages added
	• • •
	Signature for inventor who refuses to sign or cannot be reached by person authorized under 37 CFR 1.47. Number of pages added
	Added page for <b>signature</b> by one joint inventor on behalf of deceased inventor(s) where legal representative cannot be appointed in time. (37 CFR 1.47)
	* * *
	Added pages to combined declaration and power of attorney for divisional, continuation, or continuation-in-part (C-I-P) application.
	□ Number of pages added
	• • • •
	Authorization of practitioner(s) to accept and follow instructions from representative.
	(if no further pages form a part of this Declaration, then end this Declaration with this page and check the following item)
	☐ This declaration ends with this page.

(Declaration and Power of Attorney [1-1]—page 7 of 7)